IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1623 OF 1995
AND
NOTICE OF MOTION NO.1624 OF 1995
IN
LUNACY PETITION NO.1 OF 1983

Murlidhar Ramchandra Kowli & Ors. ..Petitioners.

V/s.

Shridhar Ramchandra Kowli & Ors. ..Respondents.

Petitioner No.1 and 2 present in person.

Respondent No.1 present in person.

Mr.D.J.Khambatta, Sr.Counsel (amicus curie).

CORAM: A.M.KHANWILKAR,J

DATE : OCTOBER 19, 2005.

P.C. :

1. Respondent No.1 who has taken out this notice of motion appears before the court in person and states that he is not interested in pursuing this remedy. Accordingly, both the notice of motions are dismissed as withdrawn.

2. The Court expresses a word of gratitude to Mr.Khambatta, Sr. Counsel for acting as an amicus curiae.

3. Petitioner No.1 and 2 appear in person. They

submitted that respondent No.1 is in habit of taking of such frivolous applications. This court has occasion to make adverse comments against the respondent No.1 regarding this attitude of the respondent No.1. It is made clear that no further notice of motion at the instance of respondent No.1 will be entertained as the suit has ripe for hearing.